

OVERVIEW OF 2009 – 2011 BUDGET FOR THE DIVISION OF DEVELOPMENTAL DISABILITIES

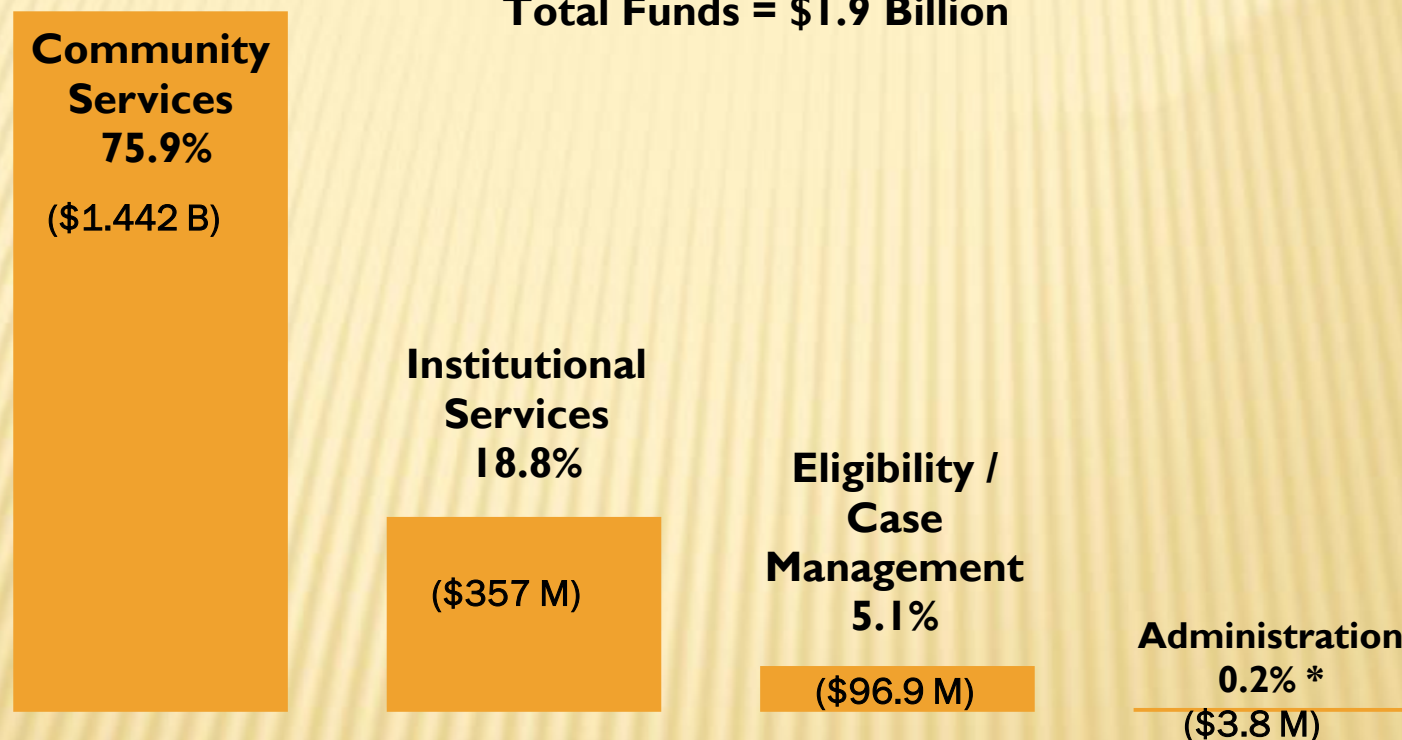


October 1, 2009

DEVELOPMENTAL DISABILITIES CURRENT BUDGET

DDD'S BUDGET IS PRIMARILY SPENT ON SERVICES IN THE COMMUNITY

DDD 2009-11 Enacted Budget
Total Funds = \$1.9 Billion



*LTC's budget includes some services and items related to DDD services. Investigations/QA covers Adult Protective Services, licensure, certification, and investigations related to facilities for all ADSA clients. Administration includes budget, accounting, contracts, and rate setting for all ADSA services, including DDD.

ABOUT 21 THOUSAND INDIVIDUALS RECEIVE SERVICES FROM DDD

- Total # clients = 38,000
- 13,725 Supported in Family Home
- 7,088 Residential Services most in small settings
- 11,794 Receiving Employment Services
- 3,000 received Individual and Family Support
- Most people live with their families and the percentage is growing.



BUDGET REDUCTIONS AFFECTING ADOSA



- × Adults receiving Medicaid Personal Care (MPC) services are receiving 4% less services; on average, this is a reduction of 3 to 9 hours per month. 41, 500 people are affected.

BUDGET REDUCTIONS AFFECTING ADOSA



- ✘ Family members who are MPC providers cannot be hired by an agency to provide services for their own family member – about 2,000 people are affected (saves \$5.00 per hour administration costs).

BUDGET REDUCTIONS AFFECTING ADSA



- ✘ Adult Family Home operators and Boarding Home operators received an average 4% reduction. Approximately 12,300 people live in these homes.

BUDGET REDUCTIONS AFFECTING DDD



- ✘ Supported living, group homes, and children's staffed residential homes are experiencing a 3% reduction; about 4,000 people are affected.
- ✘ In addition, vacancies will not be filled.
- ✘ Reduced provisos for new waiver slots (90 only).
- ✘ Approximately 370 people will not be served compared with last biennium.

BUDGET REDUCTIONS AFFECTING DDD



- ✖ County Employment and Day Programs are cut by 3%; this affects over 300 providers.
- ✖ There is no new funding for employment or day services for youth graduating from high school in this biennium. Approximately 1,400 youth will be affected.

BUDGET REDUCTIONS AFFECTING DDD



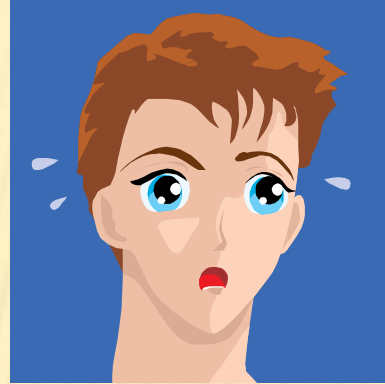
- ✖ Individual and Family Services (IFS)
Program is frozen at the current enrollment ; 7,500 persons will remain on the request list.

BUDGET REDUCTIONS AFFECTING DDD

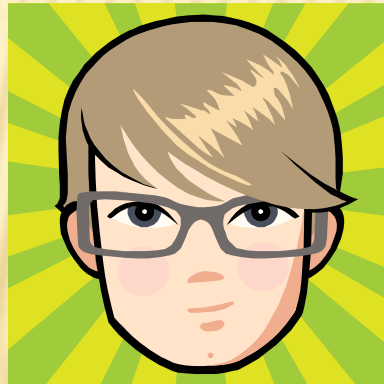


- ✗ Residential Habilitation Centers have taken a combined \$24 million in internal and Legislative cuts, closed some cottages, and consolidated activities.
- ✗ Swimming pools have closed.

BUDGET REDUCTIONS AFFECTING DDD



✗ New Children Intensive In-Home Behavior Supports (CIIBS) Waiver will not begin as quickly.



✗ 2,700 state-only clients converted to waivers. All clients will receive same or more services, and state saves money due to getting additional federal matching funds.

BUDGET REDUCTIONS AFFECTING DDD



- ✘ Administrative cuts at DDD required elimination of 10 staff positions at headquarters (20%), and limits on travel and equipment statewide. Over 80 tasks had to be added to remaining staff workloads.

LITIGATION

JUDGE RULED IN FAVOR OF STATE ACTION

Carter v. Gregoire.



- ✗ Filed in U.S. District Court in Tacoma
- ✗ Plaintiffs include a group of home care agencies, personal care agencies, personal care services recipients, and recipients' families.
- ✗ They sought to block implementation of SHB 2361 which does not allow home care agencies to assign employees to care for their own family members. If family members wish to continue as paid care givers, they need to do so as individual providers, which is a lower cost to DSHS.
- ✗ Judge allowed implementation of SHB 2361 to move forward.

LITIGATION

JUDGE RULED AGAINST STATE ACTION

Washington State Long-Term Care Ombudsman v. Dreyfus.



- ✗ Filed in U.S. District Court in Seattle.
- ✗ Challenges the immediate termination of adult day health services for community residential long-term care clients.
- ✗ Plaintiffs claim that community residential clients have needs for nursing services and therapies that will go unmet with the termination of adult day health services.
- ✗ Judge orders immediate restoration of ADH services to individuals in residential setting.
- ✗ Evaluations must occur to show that needs are met in other ways before anyone can be moved out of ADH.

LITIGATION—JUDGE RULED AGAINST STATE ACTION

Koshelnik-Turner v. Dreyfus.

- ✗ Filed in U.S. District Court in Tacoma by Columbia Legal Services.
- ✗ Section 206(5) of E2HB 1244 directs DSHS to reduce the number of in-home care hours authorized. DSHS is implementing an average reduction of 4%.
- ✗ Plaintiffs claim that DSHS incorrectly interpreted the budget act to require reductions for both adults and children.
- ✗ Impacts about 3,400 children/youth under age 21 statewide.
- ✗ A Temporary Restraining Order is in place until 11/1/09; after that, changes to children's MPC hours can only be made according to assessments.



ADDITIONAL 2009-11 REDUCTION CONSIDERATIONS



- ✖ Losses from Court decisions:
 - + MPC cuts for children
 - + Adult Day Health
- ✖ Governor's 2% percent cut
- ✖ Additional decision packages that the Legislature may choose to enact
- ✖ Continuing economic downturn

CHALLENGES AHEAD



- ✗ Replacement of stimulus dollars in the DDD budget.
- ✗ Growth in demand for services that are unavailable.
- ✗ Growing shortage of workers.
- ✗ Soaring costs and a growing number of clients.